

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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03-MDL-1570 (GBD)(SN)

In Re:

TERROR ATTACKS ON
SEPTEMBER 11, 2001

**IRAN NOTICE
OF AMENDMENT**

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This document relates to:

Ashton, et al. v. al Qaeda Islamic Army, et al., Case No. 02-cv-6977 (GBD)(SN)
Bauer, et al. v. al Qaeda Islamic Army, et al., Case No. 02-cv-7236 (GBD)(SN)

Plaintiffs file this Notice of Amendment with respect to the underlying Complaint in the above-referenced matter, ECF No. 3237, as permitted and approved by the Court's Order of July 10, 2018, ECF No. 4045. Upon the filing of this Notice of Amendment, the underlying Complaint is deemed amended to add the individual(s) listed below (the "New Plaintiff(s)") as plaintiff(s) raising claims against the Islamic Republic of Iran. The underlying Complaint is deemed amended to include the allegations, as indicated below, of (a) the Federal Insurance and Ashton Plaintiffs' Amended Consolidated Complaint Against Defendant, the Islamic Republic of Iran, ECF No. 3237, or (b) the Amended Complaint, Burnett v. Islamic Republic of Iran, No. 15-CV-9903 (GBD)(SN) (S.D.N.Y. Feb. 8, 2016), ECF No. 53. The amendment effected through this Notice of Amendment supplements by incorporation into, but does not displace, the underlying Complaint. This Notice of Amendment relates solely to the Islamic Republic of Iran and does not apply to any other defendant.

Upon filing this Iran Notice of Amendment, each New Plaintiff is deemed to have adopted all factual and jurisdictional allegations of the complaint that has been joined as specified below; all causes of action contained within that complaint; all prior filings in

connection with that complaint; and all prior Orders and rulings of the Court in connection with that complaint.

Additionally, each New Plaintiff incorporates the factual allegations and findings contained in those pleadings and orders filed at Havlish v. Bin Laden, No. 1:03-CV-9848 (GBD)(SN) (S.D.N.Y.), ECF Nos. 263, 294, 295; In re Terrorist Attacks on September 11, 2001, 03-MDL-1570 (GBD)(SN) (S.D.N.Y.), ECF Nos. 2430, 2431, 2432, 2433, 2473, 2515, 2516; and evidence submitted at the proceedings before the Honorable George B. Daniels on December 15, 2011 (ECF No. 2540).

CAUSES OF ACTION

Each New Plaintiff hereby adopts and incorporates herein by reference all factual allegations, jurisdictional allegations, and jury trial demand, including all causes of action against Iran, as set forth in the following complaint [**check only one complaint**]:

- ☒ Federal Insurance and Ashton Plaintiffs' Amended Consolidated Complaint Against Defendant, the Islamic Republic of Iran, ECF No. 3237
- ☐ Amended Complaint, Burnett v. Islamic Republic of Iran, No. 15-CV-9903 (GBD)(SN) (S.D.N.Y. Feb. 8, 2016), ECF No. 53

IDENTIFICATION OF NEW PLAINTIFFS

Each New Plaintiff is or was a survivor of a person who died due to the terrorist attacks of September 11, 2001. For each New Plaintiff, the following chart lists the New Plaintiff's name, the New Plaintiff's residency and nationality, the name of the New Plaintiff's deceased family member, the New Plaintiff's relationship to the decedent, and the paragraph(s) of the underlying Complaint discussing the decedent and/or the decedent's estate.

	New Plaintiff's Name (alphabetical by last name)	New Plaintiff's State of Residency at Filing (or death)	New Plaintiff's Citizenship/ Nationality on 9/11/2001	9/11 Decedent's Name	New Plaintiff's Relationship to 9/11 Decedent	Paragraphs of Complaint Discussing 9/11 Decedent
1	Cunningham, Paul	United Kingdom	United Kingdom	Michael J. Cunningham	Brother	<i>Bauer</i> action ¹ Paragraph 50
2	Cunningham, Sean	United Kingdom	United Kingdom	Michael J. Cunningham	Brother	<i>Bauer</i> action Paragraph 50
3	Cunningham, Teresa	New Jersey	U.S. Citizen	Michael J. Cunningham	Wife	<i>Bauer</i> action Paragraph 50
4	Cunningham, William	New Jersey	U.S. Citizen	Michael J. Cunningham	Son	<i>Bauer</i> action Paragraph 50
5	D'Ambola, Domenick	New Jersey	U.S. Citizen	Donna Giordano	Father	<i>Bauer</i> action Paragraph 41
6	D'Ambola, Est. of Jessamine	New Jersey	U.S. Citizen	Donna Giordano	Mother	<i>Bauer</i> action Paragraph 41
7	D'Ambrosi, Dean J.	Virginia	U.S. Citizen	Jack L. D'Ambrosi, Jr.	Brother	<i>Bauer</i> action Paragraph 21
8	D'Ambrosi, Emily	New Jersey	U.S. Citizen	Jack L. D'Ambrosi, Jr.	Daughter	<i>Bauer</i> action Paragraph 21
9	D'Abmrosi, Sr., Est. Jack L.	New Jersey	U.S. Citizen	Jack L. D'Ambrosi, Jr.	Father	<i>Bauer</i> action Paragraph 21
10	D'Ambrosi, Karen	New Jersey	U.S. Citizen	Jack L. D'Ambrosi, Jr.	Wife	<i>Bauer</i> action Paragraph 21
11	Danahy, Alison M.	New York	U.S. Citizen	Patrick W. Danahy	Daughter	<i>Bauer</i> action Paragraph 47

¹ *Bauer, et al. v. al Qaeda Islamic Army, et al.*, Case No. 02-cv-7236 (GBD)(SN), herein referred to as *Bauer* action, was consolidated into the *Ashton* action in the *Ashton* First Amended Consolidated Master Complaint filed on 08/01/2003, ECF No. 32.

12	Danahy, Grace A.	New York	U.S. Citizen	Patrick W. Danahy	Daughter	<i>Bauer</i> action Paragraph 47
13	Danahy, Kathleen T.	New York	U.S. Citizen	Patrick W. Danahy	Daughter	<i>Bauer</i> action Paragraph 47
14	Danahy, Mary	New York	U.S. Citizen	Patrick W. Danahy	Wife	<i>Bauer</i> action Paragraph 47
15	Dembicki, Janyne V.	New Jersey	U.S. Citizen	Scott Vasel	Sister	<i>Bauer</i> action Paragraph 14
16	DiMeglio, Daniel	Massachusetts	U.S. Citizen	David DiMeglio	Brother	<i>Bauer</i> action Paragraph 39
17	DiMeglio, John	Massachusetts	U.S. Citizen	David DiMeglio	Father	<i>Bauer</i> action Paragraph 39
18	DiMeglio, Patti S.	New Hampshire	U.S. Citizen	David DiMeglio	Mother	<i>Bauer</i> action Paragraph 39
19	Dougherty, Mary Beth	New York	U.S. Citizen	Kevin Murphy	Sister	<i>Bauer</i> action Paragraph 11
20	Eckert, Est. of Beverly	Connecticut	U.S. Citizen	Sean Rooney	Wife	<i>Bauer</i> action Paragraph 51
21	Felt, Adrienne P.	California	U.S. Citizen	Edward P. Felt	Daughter	<i>Bauer</i> action Paragraph 35
22	Felt, Gordon	New York	U.S. Citizen	Edward P. Felt	Brother	<i>Bauer</i> action Paragraph 35
23	Felt, Kathryn	New Jersey	U.S. Citizen	Edward P. Felt	Daughter	<i>Bauer</i> action Paragraph 35
24	Felt, Lawrence	Virginia	U.S. Citizen	Edward P. Felt	Brother	<i>Bauer</i> action Paragraph 35
25	Felt, Sandra V.	New Jersey	U.S. Citizen	Edward P. Felt	Wife	<i>Bauer</i> action Paragraph 35

Dated: December 2, 2021

Respectfully submitted,

BAUMEISTER & SAMUELS, P.C.

/s/ Dorothea M. Capone
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